

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

JEREMY P. SPENCER

§

VS.

§

CIVIL ACTION NO. 1:17cv43

SHEILA JACKSON, ET AL.

§

ORDER ADOPTING THE MAGISTRATE JUDGE'S
REPORT AND RECOMMENDATION

Plaintiff Jeremy P. Spencer, proceeding *pro se*, filed the above-styled lawsuit against several defendants, including Shawn Gallender. The Court previously referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, for consideration pursuant to applicable orders of this court. The Magistrate Judge has submitted a Report and Recommendation of United States Magistrate Judge (doc. no. 33) recommending that the claims against defendant Gallender be dismissed without prejudice.

The Court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record and pleadings. No objections were filed to the Report and Recommendation.

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct and the report of the Magistrate Judge is **ADOPTED**. The claims against defendant Gallender are **DISMISSED** without prejudice. In light of such action, the motion to dismiss filed by defendant Gallender (doc. no. 18) is **DENIED** as moot.

So **ORDERED** and **SIGNED** August 24, 2018.



Ron Clark, Senior District Judge